



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
DYER, Wallace K.

Serial No. **09/943,138**

Filed: **August 30, 2001**

For: **Methods and Compositions for
Tissue Augmentation**

Art Unit: **1639**

Examiner: **EPPERSON, Jon D.**

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RESPONSE TO FIRST OFFICE ACTION

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria, Virginia 22313-1450

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Sir:

In response to the Office Action mailed July 16, 2003, to which a Response is due October 16, 2003, Applicant respectfully requests reconsideration of the above-identified application in view of the following amendments and remarks.

12/09/2004 CBETANCO 00000002 201567 09943138

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, Virginia 22313-1450, on October 16, 2003.


Mary Anthony Merchant, Ph.D. - Reg. No. 39,771

(Office Action, Paper 8, page 2). Therefore, Freed does not teach Applicant's currently claimed invention, nor does any other art found in the Examiner's search. Applicant respectfully requests that the Examiner withdraw this rejection.

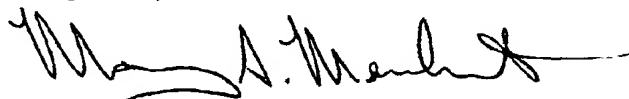
CONCLUSION

The foregoing is a complete response to the Office Action mailed July 16, 2003. Applicant respectfully submits that Claims 1, 4, 7-11, 13, and 20-29 are patentable. Early and favorable consideration is solicited.

No fees are believed due; however, the Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 20-1507.

If Examiner believes there are other issues that can be resolved by a telephone interview, or there are any informalities that remain in the application which may be corrected by the Examiner's amendment, a telephone call to the undersigned attorney at (404) 885-3652 is respectfully solicited.

Respectfully submitted,



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Formerly 43076/257892 (04118-0104)